



RON CHAPMAN, MD, MPH  
Director & State Health Officer

State of California—Health and Human Services Agency  
California Department of Public Health



EDMUND G. BROWN JR  
Governor

February 7, 2013

Mr. Steven Kaufman  
EHS Specialist  
UPCO  
P.O. Box KK  
Fairfield, CA 94533-0659

**CITATION NO. 02-04-13C-001**  
**BACTERIOLOGICAL WATER QUALITY MONITORING FAILURE**  
**UNIVERSAL PROPULSION COMPANY (UPCO), SYSTEM NO. 4800596**

Dear Mr. Kaufman:

Enclosed you will find Citation No. 02-04-13C-001 issued by the California Department of Public Health to the Universal Propulsion Company (UPCO) for failing to comply with 22 CCR §644223. Specifically, UPCO failed to collect samples for bacteriological water quality analysis during the December 2012 monitoring period. The citation explains the details of the violation and the requirements with which UPCO must comply.

If you have any questions, please contact Mr. Marco Pacheco by phone at (510) 620-3467 or by e-mail at [Marco.Pacheco@cdph.ca.gov](mailto:Marco.Pacheco@cdph.ca.gov).

Sincerely,

Betty Graham, P.E.  
Senior Sanitary Engineer  
San Francisco District  
Drinking Water Field Operations Branch

Attachment: Citation No. 02-04-13C-001 (Certified Mail No. 7007 0710 0000 5917 2132)

cc: Solano County Environmental Health Department (w/o attachment)  
bcc: B. Graham, M. Pacheco, System file, Chron file (w/ attachment)

MP - 2013.02.07 - Citation Cover Letter, Failure to Collect Routine TCR (4800596).doc

Citation No. 02-04-13C-001

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC HEALTH

**Name of Public Water System:** Universal Propulsion Company (UPCO)

**Water System No:** 4800596

**To:** Mr. Steven Kaufman  
EHS Specialist  
UPCO  
P.O. Box KK  
Fairfield, CA 94533-0659

**Issued:** February 6, 2013

**CITATION FOR NONCOMPLIANCE**  
**TOTAL COLIFORM MONITORING AND REPORTING VIOLATION**

**December 2012**

Chapter 4, Article 9, Section 116650 of Part 1 of Division 104 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of Chapter 4 (California Safe Drinking Water Act), or any regulation, standard, permit or order issued thereunder.

**Violation**

The Division of Drinking Water and Environmental Management of the Department of Public Health (Department) hereby issues a citation to the Universal Propulsion Company (UPCO) for failure to comply with Section 116555(a) of the CHSC and Section 64423 of Title 22, California Code of



1 Regulations (CCR). Specifically, UPCO failed to collect and report the  
2 required number of bacteriological water samples for December 2012 as  
3 required by Section 64423(a), Title 22, of the CCR.

4  
5 Section 64423(a) specifies that each water supplier shall collect routine  
6 bacteriological water samples based on the classification of the water  
7 system, the source of water, the known population served or the total  
8 number of service connections. Section 64423.1(c) specifies that the water  
9 supplier shall require the analytical laboratory to report directly to the  
10 Department all analytical results of all required samples collected for a  
11 system in a calendar month by not later than the tenth day of the following  
12 month.

13 In accordance with Section 64423(a), UPCO is required to collect and have  
14 analyzed for total coliform bacteria, one sample from its distribution system  
15 per month. As of this date, the Department has not received any results for  
16 a sample taken from the UPCO water distribution system in December  
17 2012. This is a violation of Sections 64423 and 64423.1, Title 22 of the  
18 CCR.

19  
20 In accordance with Section 116650(e) of the California Health and Safety  
21 Code, these violations are classified as non-continuing violations.

22 **Directives**

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24 UPCO is hereby directed to take the following actions:

- 25  
26 1. Comply with Section 64423 in all future monitoring periods.

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2. For the month of February 2013, collect a total of five routine bacteriological water samples, each from a different location in the water distribution system. Have the samples analyzed for total-coliform presence by a certified laboratory, and report the results to the Department no later than March 10<sup>th</sup>, 2012.
  3. Notify all persons served by the UPCO water system of the failure to sample, in conformance with Section 64463.4 and Section 64465, Title 22 of the CCR. Notification must be completed in accordance with each of the following:
    - a) Completion of Attachment A to include the name, address, and telephone number of a water system official as a source of additional information concerning the public notice. **You must also give a legible, written description (preferably typed) of the corrective actions taken by the water system to prevent this violation from occurring in the future. You must use the space provided on Attachment A for this written description.**
    - b) The water system must provide public notice for this violation in accordance with Section 64465(c), Title 22 of the CCR. This section requires that each public notice given pursuant to this article shall contain information in Spanish regarding the importance of the notice, or contain a telephone number or address where Spanish-speaking residents may contact the water system to obtain a translated copy of the public notice or assistance in Spanish. In addition, Section 64465(c) also requires for each non-English speaking group that exceeds 1,000 residents or 10% of the residents in a community (whichever is less), the public notice must contain information in the



1 appropriate language(s) regarding the importance of the notice,  
2 or it must contain a telephone number or address where such  
3 residents may contact the water system to receive a translated  
4 copy of the notice or to receive assistance in the appropriate  
5 language. The Spanish language requirement is already  
6 included in the notice attached to this citation, Attachment A.

- 7
- 8 4. A representative of UPCO shall complete the attached Compliance  
9 Certification form and return it to the Department by March 10<sup>th</sup>, 2013.  
10 **A copy of the notice delivered to the customers must be**  
11 **attached to the form.**


12 All documents required by this Citation shall be submitted to the Department  
13 at the following address:


14  
15 Betty Graham, P.E.  
16 Department of Public Health  
17 Drinking Water Field Operations Branch  
18 850 Marina Bay Parkway, Bldg. P., 2<sup>nd</sup> Floor  
19 Richmond, CA 94804  
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Civil Penalty

Sections 116650(d) and 116650(e) of the California Health and Safety Code allow for the assessment of a civil penalty for failure to comply with requirements of Chapter 4. Failure to comply with any provision of this citation may result in the Department imposing a civil penalty of up to two hundred dollars (\$200.00) per day as of the date of violation of the provision.

  
Betty Graham, P.E.  
District Engineer  
San Francisco District  
Drinking Water Field Operations Branch

  
Date

Certified Mail No. 7007 0710 0000 5917 2132



## COMPLIANCE CERTIFICATION

**Citation Number 02-04-13C-001**

Name of Water System: **UPCO**

System Number: 4800596

### Certification

As required by Section 116450 of the California Health and Safety Code, I certify that the users of the water supplied by this water system were notified of the violations of Title 22, California Code of Regulations (CCR) for the compliance period of December 2012. In addition, I certify that UPCO complied with the directives of this citation as indicated below:

<u>Required Action</u>	<u>Date Completed</u>
Complete Attachment A, as required in Directive 2(a&b)	
Public Notification - Posting	

\_\_\_\_\_  
Signature of Water System Representative

\_\_\_\_\_  
Date

**Attach a copy of the notice delivered to the consumers.**

<b>THIS FORM MUST BE COMPLETED AND RETURNED TO THE DEPARTMENT NO LATER THAN MARCH 10<sup>th</sup>, 2013</b>
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**Disclosure:** Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.

## **IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER**

Este informe contiene informacion muy importante sobre su agua potable. Traduzcalo o hable con alguien que lo entienda bien.

### **UPCO Water System Failed to Test for Coliform Bacteria – December 2012**

Our water system failed to test the drinking water for coliform bacteria during December 2012. Although this is not an emergency, as our customers, you have a right to know about this violation – what happened, what you should do, and what we did to correct the situation. Please share this information with other people who drink this water, especially those who may not have received this notice directly. You can do this by posting this notice in a public place or giving out copies by hand or mail.

#### **What happened?**

We are required by state regulations to monitor our drinking water for specific contaminants on a regular basis. Results of this routine monitoring are an indicator of whether or not the drinking water meets health standards. During December 2012 we did not test for coliform bacteria and therefore cannot be sure of the bacteriological quality of the drinking water during that time.

#### **What does this mean?**

Coliforms are bacteria that are naturally present in the environment and are used as an indicator that other, potentially harmful, bacteria may be present. Coliform bacteria are indicators of potential contamination and may originate from human, animal, or soil sources. If the coliform standards are met, the water served can be considered safe from bacteria. If they are not met, drinking the water may not necessarily result in illness, but that possibility exists. Routine and follow up sampling are important to periodically verify the water quality. Our failure to test the drinking water for bacteria during December 2012 was a violation of Section 64423, Title 22 of the California Code of Regulations (CCR).

#### **What should I do?**

You do not need to boil the water or take any corrective actions. This is not an emergency. If you have health concerns, you may wish to consult your doctor. General guidelines on ways to lessen the risk of infection by microbes are available from EPA's Safe Drinking Water Hotline at (800) 426-4791.

#### **What corrective actions have been taken to prevent this violation from occurring in the future?**

This notification of the public is being done in compliance with Sections 64463.4 and 64465, Title 22 of the CCR as a means of keeping the public informed.

Persons wishing more information should contact:

\_\_\_\_\_

(name)

\_\_\_\_\_

(address)

\_\_\_\_\_

(phone number)